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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	8932-295	Total Pages	25
First Named Inventor or Application Identifier			
PAUL et al.			
Express Mail Label No.			N/A

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>Submit an original, and a duplicate for fee processing)</i></p> <p>2. <input checked="" type="checkbox"/> Specification [Total Pages <u>13</u>] -Descriptive title of the Invention -Cross Reference to Related Applications -Statement Regarding Fed sponsored R&D -Reference to Microfiche Appendix -Background of the Invention -Brief Summary of the Invention -Brief Description of the Drawings (<i>if filed</i>) -Detailed Description of the Invention (including drawings, <i>if filed</i>) -Claim(s) -Abstract of the Disclosure</p> <p>3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) (Formal) [Total Sheets <u>7</u>] <input type="checkbox"/> Oath or Declaration (Unexecuted) [Total Sheets <u>2</u>] a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i> <i>(Note Box 5 below)</i></p> <p>4. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33 (b).</p> <p>5. <input type="checkbox"/> Incorporation By Reference (<i>useable if Box 4b is checked</i>) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.</p>	<p>6. <input type="checkbox"/> Microfiche Computer Program (<i>Appendix</i>)</p> <p>7. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i></p> <ul style="list-style-type: none"> a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy (identical to computer copy) c. <input type="checkbox"/> Statement verifying identity of above copies
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Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231



ACCOMPANYING APPLICATION PARTS

- 8. Assignment Papers (cover sheet & document(s))
- 9. 37 CFR 3.73(b) Statement Power of Attorney
(when there is an assignee)
- 10. English Translation Document (*if applicable*)
- 11. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449 Citations
- 12. Preliminary Amendment
- 13. Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
- 14. Small Entity Statement filed in prior application, Statement(s) Status still proper and desired
- 15. Certified Copy of Priority Document(s)
(if foreign priority is claimed)
- 16. Other: Petition To Make Special Under 37 C.F.R. §1.102(d) And Incorporated Information Disclosure Statement

17. If a CONTINUATING APPLICATION, check appropriate box and supply the requisite information:

Continuation of prior application No: 09/363,844 filed July 30, 1998, which claims the benefit under 35 U.S.C. § 119(e) of Provisional Application No. 60/095,209, filed August 3, 1998, and is a continuation-in-part of U.S. Patent Application No. 09/219,439, filed December 23, 1998, now U.S. Patent No. 6,143,033, which in turn claims the benefit under 35 U.S.C. § 119(e) of Provisional Application No. 60/073,271, filed on January 30, 1998 and Provisional Application No. 60/095,425, filed on August 5, 1998.

18. CORRESPONDENCE ADDRESS

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ATTORNEY DOCKET NO. 8932-295

Date: April 9, 2001

Assistant Commissioner for Patents
 Box PATENT APPLICATION
 Washington, D.C. 20231

Sir:

The following utility patent application is enclosed for filing:

Applicant(s): David C. PAUL, Hansjuerg EMCH, Beat SCHENK Executed on: Unexecuted

Title of Invention: INTERVERTEBRAL ALLOGRAFT SPACER

PATENT APPLICATION FEE VALUE

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	Fee
Total Claims	20	-20	0	\$18.00 each	\$ 0.00
Independent	3	-3	0	\$80.00 each	\$ 0.00
Minimum Fee					\$ 710.00
Multiple Dependency Fee If Applicable (\$270.00)					\$ 0.00
Total					\$ 710.00
50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern (a verified statement as to the applicant's status is attached)					- \$ 0.00
Total Filing Fee					\$ 710.00

DO NOT PUBLISH. I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

This is a continuation of U.S. Patent Application No. 09/363,844, filed July 30, 1999 which claims the benefit under 35 U.S.C. § 119(e) of Provisional Application No. 60/095,209, filed August 3, 1998, and is a continuation-in-part of U.S. Patent Application No. 09/219,439, filed December 23, 1998, now U.S. Patent No. 6,143,033, which in turn claims the benefit under 35 U.S.C. § 119(e) of Provisional Application No. 60/073,271, filed on January 30, 1998 and Provisional Application No. 60/095,425, filed on August 5, 1998.

Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,



Brian M. Poissant
 By: Paul D. Bianco
 PENNIE & EDMONDS LLP

Reg. No. 28,462
 Reg No. 43,500

Enclosures